

Revision of the DEI Constitution

The conversion of the Institution to become a Charitable Incorporated Organisation (CIO), as resolved at the AGM in October 2016, was formally completed when the assets of the old Charitable Association (CA) were transferred to the CIO, with Charity Commission consent, on 31st July 2017. The CIO was registered with the Charity Commission on 6th April 2017.

The Trustees have received legal advice that, to avoid a situation whereby a future legacy may fail because it was made in favour of the old charity, quoting the old number, the old charity should be kept in existence for a while, albeit in a state of dormancy, and the two charities linked on the Charity Commission's Register for accounting and reporting purposes.

Two further applications have therefore been made to the Commission. The first was to obtain consent to amend and considerably simplify the constitution of the old charity to make it possible to administer the two charities in tandem. The CIO effectively becomes the sole member of the CA, and the trustees of the CIO for the time being are the trustees of the CA, so that separate trustee elections, AGMs and so on become unnecessary. Consent to the amendments was received on 12th September, subject to the approval of two thirds of the members present and voting at a meeting of the Institution.

The second is to link the two charities as explained above. This application will be submitted once the annual accounts of the CA have been approved by the AGM and submitted to the Charity Commission..

A copy of the proposed revision of the constitution, together with a copy of the original for purposes of comparison, and a summary of the amendments, is available in the DEI office for members to study, and a resolution will be brought to the AGM on 26th October for members' approval. The text will be as follows:

RESOLVED, that with effect from the conclusion of the meeting, the draft Constitution produced to the meeting and, for the purposes of identification, initialled by the Chairman, be adopted as the Constitution of the Institution to the exclusion of the Institution's existing Constitution (being a Trust Deed dated 20th June 1989).

If you have any questions about this process, or would like to discuss it further, please ask Susan to contact Jeremy Lawford (DEI Trustee) who will be happy to meet you or correspond. Alternatively email jeremy@jlawford.co.uk.

With best wishes,

John Manley-Tucker
Chairman, Board of Trustees